IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

TUESDAY, THE 20TH MARCH 2007 / 29TH PHALGUNA 1928

WP(Crl.).No. 52 of 2007(S)

PETITIONER:

DAVIDSON,AGE 57,S/O.THAPASIMUTHU,
PASTOR,CHURCH OF CHRIST,CARMEL HOUSE,POST OFFICE
JUNCTIOM,DHANUVACHAPURAM,KOLLAYIL VILLAGE,
NEYYATTINKARA TALUK,TRIVANDRUM DISTRICT.

BY ADV. SRI.SASTHAMANGALAM S. AJITHKUMAR
SRI.RENJITH B.MARAR
SRI.PRABHU VIJAYAKUMAR
SMT.LAKSHMI.N.KAIMAL

RESPONDENTS:
---

1. THE S.I OF POLICE,THUMBA POLICE STATION
TRIVANDRUM.

2. SHYJU C.S.KUMAR @ MASTHAN UNNI,
S/O.SUKUMARAN,AGED ABOUT 30,UDAYAGIRI BHAVAN,
NEAR POST OFFICE JN,DHANUVACHAPURAM,WITHIN THE
LIMITS OF PARASSALA POLICE STATION.

BY GOVERNMENT PLEADER SRI. P.A. SALIM

THIS WRIT PETITION (CRIMINAL) HAVING BEEN FINALLY HEARD ON 20/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBIT:

EXT.P1: COPY OF THE FIR IN CR. 44/07 OF THUMBA POLICE STATION, THIRUVANANTHAPURAM.

....

BKN // TRUE COPY//

P.A. TO JUDGE.

J.B.KOSHY & T.R.RAMACHANDRAN NAIR, JJ.

W.P.(Crl).NO.52 OF 2007

Dated this the 20th day of March, 2007.

JUDGMENT

Koshy, J.

Alleged detenue along with second respondent was present. She stated that she is not under illegal custody. She also submitted that she married to second respondent under Special Marriage Act. Copy of the certificate of Special Marriage was produced. Since she is a major and marriage under Special Marriage Act was conducted, she is free to go with the second respondent. She is studying for second year B.Sc. Nursing course. She will be free to attend the course without any obstruction. The petitioner also submitted that he will not obstruct the alleged detenue and second respondent also submitted that he will not make any threat to the petitioner. Recording the submissions made by the parties, this Writ Petition (Habeas Corpus) is dismissed.

J.B.KOSHY, JUDGE.

T.R.RAMACHANDRAN NAIR, JUDGE.

bkn